

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA**

2009 OCT -2 AM 11:50

CLERK
S.D. OF GA.
[Signature]

JUDGMENT IN A CIVIL CASE

DOUGLAS ASPHALT COMPANY,
JOEL H. SPIVEY, AND KYLE SPIVEY

VS

CASE NUMBER: CV206-229

APPLIED TECHNICAL SERVICES, INC.

This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

IT IS ORDERED AND ADJUDGED that in accordance with such verdict that judgment is hereby entered in favor of the Plaintiffs, Douglas Asphalt Company, Joel H. Spivey, and Kyle Spivey against the Defendant, Applied Technical Services, Inc., the sum of ONE HUNDRED FIFTY MILLION AND 00/100 (\$150,000,000.00) DOLLARS together with costs of court, said costs to be taxed by the Clerk of this Court.

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiffs are not entitled to an award of punitive damages.

Approved by: *Anthony A. Blain*

October 2, 2009

SCOTT L. POFF, Clerk

Scott L. Poff
Deputy Clerk

U.S. DISTRICT COURT
Southern District of Georgia
Filed in Open Court

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION

3:10 P.M.
10-1-2009
Deputy Clerk

DOUGLAS ASPHALT COMPANY, JOEL : CIVIL ACTION
H. SPIVEY, and KYLE SPIVEY,

Plaintiffs,

v.

APPLIED TECHNICAL SERVICES,
INC.,

Defendant. NO. CV206-229

JURY VERDICT FORM

I. We, the Jury find in the favor of the Plaintiffs and
against the Defendant, in the amount of \$ 150 million

II. We, the Jury, find that Plaintiffs are entitled to an
award of punitive damages.

Yes

_____ ✓ _____

No

SO SAY WE ALL.

10/1/09

Date

Pauline Parker

Foreperson